BILL NO. S-87-01-31

SPECIAL ORDINANCE NO. S-29-87

AN ORDINANCE approving the awarding of Reference #803, by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Jones Chemical Company for the Water Pollution Control Plant.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Reference #803, between the City of Fort Wayne, by and through its Department of Purchasing and Jones Chamical Company, for the Water Pollution Control Plant, respectfully for:

the purchase of Liquid Chlorine for the Water Pollution Control Plant;

involving a total cost of Thirty-Four Thousand Six Hundred Fifty and No/100 Dollars ($34,650.00), all as more particularly set forth in said Reference #803, which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Charles B. Redd
Councilmember

APPROVED AS TO FORM
AND LEGALITY

Bruce O. Boxberger, City Attorney

Read the first time in full and on motion by Redd seconded by Eisbart, and duly adopted, read the second time by title and referred to the Committee City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock ____.M.,E.S.T.

DATE: 1-27-87

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Redd, seconded by Eisbart, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	6			3	
BRADBURY				✓	
BURNS	✓				
EISBART	✓				
GiaQUINTA				✓	
HENRY	✓				
REDD	✓				
SCHMIDT				✓	
STIER	✓				
TALARICO	✓				

DATE: 2-10-87

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ANNEXATION~~) (~~APPROPRIATION~~) (~~GENERAL~~) (SPECIAL) (~~ZONING~~ MAP) ORDINANCE (~~RESOLUTION~~) NO. S-29-87 on the 10th day of February, 19 87,

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

Thomas C. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of February, 19 87, at the hour of 11:00 o'clock P.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 11th day of February, 19 87, at the hour of 3:00 o'clock P.M.,E.S.T.

[signature]
WIN MOSES, JR., MAYOR

Bid Reference #803
Open: Janaury 6, 1987 at 10:00
Liquid Chlorine
WPC Plant

	Cost/pound	Cost/ton	Demurrage	Del. A.R.O.
Jones Chemical	N/B	$198.00	50.00 after 90 days	2 weeks
HVC Chemical	$ .12100	$241.46	None	8-10 Days

2.
(Front Page)

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASING
ONE MAIN STREET - Room 350
FORT WAYNE, INDIANA 46802

BID REFERENCE # **803**

DATE **December 12, 1986**

DUE DATE **Tuesday, January 6, 1987 at 10:00 A.M.**

Department receiving bid items **Water Pollution Control Plant**
2601 Dwenger Avenue
Fort Wayne, Indiana 46803

Bid Bond Required NO ____ YES X AMOUNT $500.00

Performance Bond Required NO X YES ____ AMOUNT ____

Affirmative Action ON FILE ____ ATTACHED X

Prompt payment discounts will be allowed as follows: ____ % if paid within ____ days.

The City of Fort Wayne is exempt from Federal excise and Indiana State Sale Tax. The City's Indiana Sales Tax Exemption Certificate number is 356-001-255 0013, prices should not include these taxes.

The execution hereof by the bidder is acceptance of all terms and conditions herein and in that regard the bidder agrees to be bound by same and be bound to the amount of his/her bid for a period of sixty (60) days.

Jones Chemicals, Inc
Name of Company

by _____ Agent
(signature)

Address 600 Bethel Ave

City Beech Grove, IN 46107

FORT WAYNE WHERE AMERICA WORKS

BID REFERENCE #803

SPECIFICATIONS FOR LIQUID CHLORINE

Furnish Liquid Chlorine in bulk deliveries by railcar to be delivered to the Water Pollution Control Plant, 2601 Dwenger Avenue, Fort Wayne Indiana. Delivery to be by railcar via Norfolk & Western Railroad to the Water Pollution Control Plant side track.

Approximately 350,000 pounds to be delivered for the year 1987. Chlorine to begin delivery March 1, 1987. 90 days demurrage on tank railcar for unloading of Liquid Chlorine.

The period of this agreement will be March 1, 1987 until February 28, 1988. We require a firm price guaranteed for shipments made during this period.

NOTE: All prices bid must include freight charges. No demurrage to be charged until after 90 days.

PRICE PER POUND INCLUDING FREIGHT	$_____
PRICE PER TON INCLUDING FREIGHT	$ 198.00
DEMURRAGE	$ 50.00/day after 90 days
DELIVERY TIME FROM POINT OF ORDER	2 Wks

General Bid Form
Form Prescribed by State Board of Accounts
D. H. Goble Co., Greenfield, Indiana

Revised Form No. 95 (1964)

BID, OFFER OR PROPOSAL

on

MATERIAL OR MATERIALS, EQUIPMENT, GOODS OR SUPPLIES

Beech Grove, Indiana, December 31, 19 86

To City of Fort Wayne, Water Pollution Control Plant, Ft. Wayne, IN
(State name, official position and municipality)

Pursuant to notices given, the undersigned proposes to furnish the material or materials, equipment, goods or supplies as per said notices and specifications now on file in the office of

City of Fort Wayne, Fort Wayne, IN
(state name, official position and municipality)

and as per copy thereof, hereto attached, or as described herein for the following amounts:

(State the class or item number or an exact description of the material or materials, equipment, goods or supplies to be furnished and amount of bid on each article.)

Class or Item	Quantity	Unit	Quality — Description	Unit Price	Amount
	350,000	lbs	Liquid Chlorine 55 Ton Rail Car	$198.00	/ton delivered
			90 Days Free Demurrage $50.00/day thereafter		
			PRICE FIRM FOR ONE YEAR		

IF MORE SPACE IS NEEDED—ATTACH SEPARATE SHEET

TO:

FROM: R. B. Jones

RE: Affirmative Action Program

In order to comply with Affirmative Action Regulations which many municipalities have set forth, we are listing below five initial steps that we would like to have your branch institute as company policy immediately.

1. Make it known to all employees that the employment policies and practices of Jones Chemicals, Inc., are to recruit and to hire employees without discrimination because of race, creed, color, national origin, sex, age, handicap, marital status, sexual orientation or affectional preference including but not limited to recruitment, hiring, compensation, training and apprenticeship, promotion, upgrading, demotion, downgrading, transfer, lay-off and termination, and all other terms and conditions of employment except as provided by law.

2. Institute the use of non-discriminatory job applications on a nationwide basis. (sample attached)

3. In solitations for help, be sure to notify all local state employment agencies and any agency that deals in the referrals of minority employees. (Keeping copies of job requests on file.)

   We will also state in all job requests that all qualified applicants will receive consideration without regard to race, creed, color, national origin, sex, age, handicap, marital status, sexual orientation or affectional preference.

4. Determine the percentage of minority work force and women work force in the immediate hiring area and when job openings come up at your branch try to fill with a minority qualified applicant so that minority employees working for Jones Chemicals, Inc., will equal the minority work force percentage in your particular hiring area.

   For instance, if minority employees make up 2 percent of the total available work force in your hiring area, then it is your responsibility to have at least 2 percent of your employees minorities.

5. After you have obtained the necessary percentage of minorities, it will be your responsibilitity to give these individuals every consideration when chances for advancement arise. If the employee qualifies for the position, then he is to be given every consideration when filing the position.

We are enclosing herewith Jones Chemicals, Inc.'s Affirmative Action Program along with our position as to company policy in regard to equal employment.

If you have any questions regarding the above, please advise.

RBJ:rb

SUNNY SOL
JONES CHEMICALS, INC.
ESTABLISHED 1930
Chemical Specialties

Sunny Sol Brand®
INDUSTRIAL CHEMICALS

100 SUNNY SOL BLVD. • CALEDONIA, NY 14423
Telephone: (716) 538-2311

PLANTS:
Barberton, Ohio
Beech Grove, Ind.
Caledonia, N.Y.
Charlotte, N.C.
Erie, Penna.
Festus, Mo.
Ft. Lauderdale, Fla.
Henderson, Nev.
Houston, Texas
Hudson, Wis.
Jacksonville, Fla.
Merrimack, N.H.
Milford, Virginia
Milpitas, Calif.
Mobile, Alabama
New Orleans, La.
(Reserve, La.)
St. Petersburg, Fla.
Tacoma, Wash.
Torrance, Calif.
Warwick, N.Y.
Wyandotte, Mich.

EQUAL EMPLOYMENT OPPORTUNITY

JONES CHEMICALS, INC. is committed to provide equal employment opportunity to all citizens without regard to race, creed, color, national origin, sex, age, handicap, marital status, sexual orientation or affectional preference except where sex is a bona fide occupational qualification.

Equal Employment Opportunity Policy

The employment policies and practices of Jones Chemicals, Inc., are to recruit and to hire employees without discrimination because of race, creed, color, national origin, sex, age, handicap, marital status, sexual orientation or affectional preference including but not limited to recruitment, hiring, compensation, training and apprenticeship, promotion, upgrading, demotion, downgrading, transfer, lay-off and termination, and all other terms and conditions of employment except as provided by law.

JONES CHEMICALS, INC., recognizes that the effective application of a policy of equal employment opportunity involves more than just a policy statement and will, therefore, undertake a program of affirmative action to make known that equal employment opportunities are available on the basis of individual merit, and to encourage all persons to seek employment with the Company and to strive for advancement on this basis.

JONES CHEMICALS, INC.

R. B. Jones, President

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Henderson, Nev.
Houston, Texas
Hudson, Wis.
Jacksonville, Fla.
Merrimack, N.H.
Milford, Virginia
Milpitas, Calif.
Mobile, Alabama
New Orleans, La.
(Reserve, La.)
St. Petersburg, Fla.
Tacoma, Wash.
Torrance, Calif.
Warwick, N.Y.
Wyandotte, Mich.

AFFIRMATIVE ACTION PROGRAM

Communication of Equal Employment Opportunity Policy

The Company will take appropriate steps to insure that internal and external sources are advised of it's policy of non-discrimination and of it's interest in actively and affirmatively providing equal employment opportunity such as:

1. An affirmative E.E.O. policy statement reflecting management's concern and interest in furthering equality of employment opportunity and the desire to increase the frequency by which minorities apply for Company jobs will be prepared by the President and posted on the Company bulletin boards.

2. The Company will inform all recruiting sources of the Company's E.E.O. Policy and Affirmative Action Program.

3. The Company Policy will be made known to minority organizations in each applicable community in which branches are located.

4. The President of the Company will have a discussion of the E.E.O. Progress and Affirmative Action at meetings held at each branch at least once each year.

5. The President will conduct special meetings with supervision at each branch to explain the E.E.O. Policy, and it's Company-wide implementation; and the responsibilities of each supervisor in carrying out the policies. The emphasis will be on results.

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Houston, Texas
Hudson, Wis.
Jacksonville, Fla.
Merrimack, N.H.
Milford, Virginia
Milpitas, Calif.
Mobile, Alabama
New Orleans, La.
(Reserve, La.)
St. Petersburg, Fla.
Tacoma, Wash.
Torrance, Calif.
Warwick, N.Y.
Wyandotte, Mich.

Responsibility For Implementation

The ultimate responsibility for the implementation of Jones Chemicals, Inc., Company's Affirmative Action Program lies with the President, Mr. Robert Jones.

Reporting directly to the President is Mr. Vito Pricola, Treasurer, who certifies all statements of Compliance with both E.E.O. and the Affirmative Action Program. Each Branch Manager will be responsible for recruitment and personnel administration and insures the adherence to E.E.O. policies to those areas.

Mr. Pricola is also responsible for utilizing employment personnel assigned to accomplish the following:

a. Maintaining required employment records, statistical data, and analysis of required reports.

b. Submission of E.E.O. reports on an annual basis.

c. Preparation and revision of Affirmative Action Plan.

d. Liaison with Branch Managers in analysis of work force by job catagories to establish hiring goals.

e. Investigation of any reported or suspected discriminatory actions or non-compliance with approved Affirmative Action Plan.

f. Recommendations for action oriented programs to improve E.E.O. status or correct problem areas.

2.
(Front Page)

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASING
ONE MAIN STREET - Room 350
FORT WAYNE, INDIANA 46802

BID REFERENCE # 803

DATE December 12, 1986

DUE DATE Tuesday, January 6, 1987 at 10:00 A.M.

Department receiving bid items Water Pollution Control Plant
2601 Dwenger Avenue
Fort Wayne, Indiana 46803

Bid Bond Required	NO ____	YES X	AMOUNT $500.00	
Performance Bond Required	NO X	YES ____	AMOUNT ____	
Affirmative Action	ON FILE X		ATTACHED ____	

Prompt payment discounts will be allowed as follows: NET %
if paid within 30 days. Net 30 days.

The City of Fort Wayne is exempt from Federal excise and Indiana State Sale Tax. The City's Indiana Sales Tax Exemption Certificate number is 356-001-255 0013, prices should not include these taxes.

The execution hereof by the bidder is acceptance of all terms and conditions herein and in that regard the bidder agrees to be bound by same and be bound to the amount of his/her bid for a period of sixty (60) days.

HVC Chemical Company
Name of Company

by William K. Gaudin Agent
(signature)

Address 4600 Dues Drive

City Cincinnati, Ohio 45246

FORT WAYNE
WHERE AMERICA
WORKS

(e) Complete (1) and (2) below if participation goals of 15% MBE and 12% WBE have not been met:

1. My Company cannot meet the participation goals for the following reasons: To the best of our knowledge, we are not aware of any minority firms that supply the products we are bidding on.
2. We have taken the following steps in an attempt to comply with these participation goals: We have notified all purchasing personnel to seek out and give consideration to MBE & WBE firms that may be able to supply materials or service to HVC Chemical Co.

_____	HVC Chemical Co.
Contractor	Contractor
By _____	By Dean R. Gaudin
Its _____	Its Dean R. Gaudin, President

/ 12. Performance Bond. The successful bidder, at the time of signing the contract will be required, at his own expense, to furnish a bond guaranteeing faithful execution of the contract, in full amount of the contract price, executed by the bidder and a surety company admitted to do business in Indiana, on the bond form provided or approved by the City. The Performance Bond shall contain the following clause: "The said Surety, for value received, hereby stipulates and agrees, that no change, extension of the time, alteration or addition to the terms of the contract or to the work to be performed thereunder, or the specifications accompanying the same, shall in any way affect its obligation on this bond, and it does hereby waive notice of any change, extension of time, alteration or addition to the terms of the contract, or to the work or specification.

X 13. Councilmanic Approval and Ratification of Contract. This agreement, although executed on behalf of the City by the Mayor and the Purchasing Agent shall not be binding upon the City unless and until the contract has been ratified and approved by the Common Council of the City of Fort Wayne, Indiana. If the Common Council fails to approve the contract within ninety days after the date of bid opening, then the contractor shall not be bound to the contract unless he/she/it elects to be so bound.

General Bid Form
Form Prescribed by State Board of Accounts
D. H. Goble Co., Greenfield, Indiana

Revised Form No. 95 (1964)

BID, OFFER OR PROPOSAL

on

MATERIAL OR MATERIALS, EQUIPMENT, GOODS OR SUPPLIES

City of Ft. Wayne, Indiana, December 29, 1986

To City of Ft. Wayne in Dept. of Purchases, Carol J. Offere
(State name, official position and municipality)

Pursuant to notices given, the undersigned proposes to furnish the material or materials, equipment, goods or supplies as per said notices and specifications now on file in the office of City of Ft. Wayne (state name) Dept. of Purchases (official position) Ft. Wayne, IN (and municipality)
and as per copy thereof, hereto attached, or as described herein for the following amounts:

(State the class or item number or an exact description of the material or materials, equipment, goods or supplies to be furnished and amount of bid on each article.)

Class or Item	Quantity	Unit	Quality — Description	Unit Price	Amount
	175	tons	Liquid Chlorine		
			Rail	$200.00 ton	$42,255.50
			Frt	$ 38.86 ton	
			Superfund tax	$2.60 ton	
			Delivered Price	$ 241.46 ton	

IF MORE SPACE IS NEEDED—ATTACH SEPARATE SHEET

BID REFERENCE #803

SPECIFICATIONS FOR LIQUID CHLORINE

Furnish Liquid Chlorine in bulk deliveries by railcar to be delivered to the Water Pollution Control Plant, 2601 Dwenger Avenue, Fort Wayne Indiana. Delivery to be by railcar via Norfolk & Western Railroad to the Water Pollution Control Plant side track.

Approximately 350,000 pounds to be delivered for the year 1987. Chlorine to begin delivery March 1, 1987. 90 days demurrage on tank railcar for unloading of Liquid Chlorine.

The period of this agreement will be March 1, 1987 until February 28, 1988. We require a firm price guaranteed for shipments made during this period.

NOTE: All prices bid must include freight charges. No demurrage to be charged until after 90 days.

PRICE PER POUND INCLUDING FREIGHT	$0.12100/pound
PRICE PER TON INCLUDING FREIGHT	$241.46/ton
DEMURRAGE	$ None
DELIVERY TIME FROM POINT OF ORDER	8-10 days

7480

DIGEST SHEET

TITLE OF ORDINANCE: SPECIAL

DEPARTMENT REQUESTING ORDINANCE: PURCHASING

S-87-01-31

SYNOPSIS OF ORDINANCE:

An ordinance approving the award of Reference #803 for the purchase of Liquid Chlorine for the Water Pollution Control Plant, to the Jones Chemical Company.

EFFECT OF PASSAGE:

Liquid Chlorine is used to disinfect W.P.C. Plant effluent, prior to discharge to the Maumee River. The disinfectant limits Pathogen Bacteria.

EFFECT OF NON-PASSAGE:

The W.P.C. Plant will be in violation of its N.P.D.E.S. permit, which will result in $10,000/day fine by the E.P.A.

MONEY INVOLVED (Direct costs, Expenditures, Savings):

Jones Chemical Company $34,650.00

ASSIGNED TO COMMITTE (President):

BILL NO. S-87-01-31

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the awarding of Reference #803, by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Jones Chemical Company for the Water Pollution Control Plant

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) (~~RESOLUTION~~)

YES		NO
	CHARLES B. REDD CHAIRMAN	
	PAUL M. BURNS VICE CHAIRMAN	
	THOMAS C. HENRY	
	BEN A. EISBART	
	SAMUEL J. TALARICO	

CONCURRED IN 2-10-87.

SANDRA E. KENNEDY
CITY CLERK